

HAWAII STATE

HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2011

***ROUGH DRAFT
JOURNAL***

FORTIETH DAY

MARCH 31, 2011

OFFICE OF THE CHIEF CLERK



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FORTIETH DAY

Thursday, March 31, 2011

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2011, convened at 12:07 o'clock p.m., with the Speaker presiding, after which the Roll was called showing all Members present with the exception of Representatives Ching, M. Oshiro and Takumi.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Ninth Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 185) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 185, dated March 22, 2011, transmitting a letter pursuant to Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of S.B. No. 1293, Making Emergency Appropriations for the Department of Human Services, to appropriate funds for general assistance, cash support, work program services and maintenance of effort contracts in the Department of Human Services for fiscal year 2010-2011.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 381) was received and announced by the Clerk:

Sen. Com. No. 381, dated March 29, 2011, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bill:

S.B. No. 34, SD 1, HD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 81 and 82) were received by the Clerk and were placed on file:

Dept. Com. No. 81, dated March 11, 2011, from Marion M. Higa, State Auditor, Office of the Auditor, transmitting the Report on Internal Control over Financial Reporting and on Compliance and Other Matters as of June 30, 2001, issued in conjunction with the audit of State of Hawaii's Comprehensive Annual Financial Report, previously submitted.

Dept. Com. No. 82, dated March 16, 2011, from Kalbert K. Young, Interim Director of Finance, Department of Budget and Finance, transmitting Notification to the Legislature, pursuant to Section 37-46, HRS, Transfers from Non-General Funds to General Fund FY 11, February 17, 2011.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ito congratulated the Hawaii Venture Crew 123 on their many awards at the national Rifle Association's 2010 National Air Gun Championship in Albuquerque, New Mexico.

Christopher Lam, 3rd Place in the Individual Sporter Division, Junior Category;
Kristy Inouye, 2nd Place in the Individual Sporter Division, Junior Category; and
Keanu Paikai, 1st Place in the individual Sporter Division, Intermediate Junior Category, and future Olympic hopeful.

Team Members Christopher Lam, Kristy Inouye, Keanu Paikai, and Peter Mathre, 2nd Place Team Honors in the Open Division; and

Team Members Kelly Lam, Nicholas Hadap, Michael Loui, and Alec Pura 1st Place Team Honors in the Club Category.

Representative Ito also recognized the selfless dedication and commitment of the Advisors and Coaches to the success of the team:

Crew Advisor and Coach Mr. Delwin Dang;
Crew Associate Advisor and Coach Mr. Desmond Lam; and
Committee Chairperson Ms. Yvette Lam.

Representative Fontaine introduced his wife, Mrs. Paige Fontaine of Maui.

Representative Morikawa introduced her husband, Mr. Ken Morikawa, and their friend, Ms. Suann Miyata.

Representative Takai, on behalf of Representative Takumi and himself, introduced 5th grade students from Pearl City Elementary School. They were accompanied by their Chaperones, Ms. Sherri Takamoto, Ms. Fran Tabisola, Ms. Caryn Nunokawa, Mr. James Passi, and Ms. Charlyn Tahara.

Representative Tokioka introduced Aunty Louise Yates and her daughter Monica Kaawai of Kauai.

Representative Hashem introduced Mr. Stirling Aponte, a freshman at Mid-Pacific Institute participating in the ILH Track and Field Championships today. He was accompanied by his coach, Mr. Casey Nishimura.

Representative B. Oshiro introduced his friends and constituents, Mr. Christopher Teves, and his mother Ms. Melissa Pavlecek.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 295) was announced by the Clerk and the following action taken:

H.R. No. 295, entitled: "HOUSE RESOLUTION COMMENDING CBS, AND THE PRODUCERS, CAST AND CREW OF HAWAII FIVE-0 FOR AN EXCELLENT AND SUCCESSFUL FIRST SEASON," was jointly offered by Representatives Takai, and C. Lee.

Representative Takai moved that H.R. No. 295 be adopted, seconded by Representative C. Lee.

Representative Takai applauded the efforts of CBS, and the producers, cast and crew of Hawaii Five-0, and thanked them for making a beloved show even better, and showcasing the beauty and culture of Hawaii.

Representative C. Lee then introduced the honorees seated on the Floor of the House:

Mr. Glenn Geller, Sr. Vice President of Current Programming for CBS Paramount Network Television;

Mr. Peter Lenkov, Executive Producer for Hawaii-Five-0;

Mr. Alex O'Loughlin, the new incarnation of Steve McGarrett; and

Mr. Daniel Dae Kim, who plays Chin Ho Kelly.

Representative Takai then introduced a member of the original Hawaii Five-0 cast who was seated on the Floor of the House:

Mr. Al Harrington, who played Detective Ben Kokua.

Representative Takai then recognized the members of the production team, support crew, and family, as well as those involved with Hawaii's film industry who were seated in the gallery:

Mr. Paul Zbyszewski, Co-Executive Producer;
Mr. Brad Turner, Co-Executive Producer and Director;
Mr. Jeffrey Downer, Producer and Unit Production Manager;
Mr. Angela Laprete, Production Supervisor;
Mr. Jessica Petelle, Coordinating Producer;
Ms. Erika Kauffman, Unit Publicist;
Ms. Diana Jackson, Assistant to Mr. Alex O'Loughlin;
Mrs. Mia Kim, wife of Mr. Daniel Dae Kim;
Ms. Walea Constantinau, Honolulu Film Commissioner;
Ms. Georja Skinner of the State Film Office, Administrative Creative Industries Division; and
Senator, Michelle Kidani, an extra for Hawaii-Five-0.

The motion was put to vote by the Chair and carried, and H.R. No. 295 was adopted, with Representatives Ching and Takumi being excused.

At this time the Chair invited Mr. Glenn Geller to the rostrum to address the Members of the House and audience.

"Thank you, Speaker of the House, Representative Takai, Representative Lee, and the Hawaii State House of Representatives. On behalf of the producers, the cast of Hawaii Five-0 and everyone at CBS, it is a privilege to be here today and accept this commendation. All of us are deeply honored to be part of a show that has such rich history for both Hawaii and for CBS. The generosity shown to CBS and Hawaii Five-0 over the past 43 years by the Hawaiian people has been incredible and it continues today as the Members of the House and the Senate honor Hawaii's show.

"So in the television business nothing is a sure thing. We compete in a creative landscape where many new series show promise, but ultimately fail to succeed. Growing a series from infancy is difficult enough, but bringing back such an iconic show after more than 40 years frankly is downright daunting. But aside from great storytelling and acting and production values and perhaps the best theme song ever, we also have something that gives us a distinct advantage. So with all due respect to the mainland, Hawaii, your great state, provides a backdrop like none other.

"We sometimes call Oahu the fifth character in the show and without a doubt it is one of the driving forces in our success as we complete the first season of our second incarnation. The tropical Hawaiian setting is enough to make mainland viewers watching Five-0 want to run to their travel agents immediately. The beauty of your State is so compelling it has allowed us to showcase the spirit of aloha every Monday night to anyone that lives everywhere else in the United States. That spirit is embodied in the iconic characters that America has come to know and love simply as McGarrett, Danno, Chin Ho, and Kono.

"It's my hope and belief that the relationship between the show and the State haven't been totally one sided. In addition to promoting Five-0 as a tourist destination, the show also employs 200 Hawaiians and invests nearly \$40 million annually in the local economy. The hardworking cast and crew occupy homes, apartments and hotels. We eat in your restaurants, shop in your stores. Essentially, your home has become our home. We tap into a wide range of local goods and services necessary to keep a production of this size and scope operating smoothly for 12 hours a day, at least five days a week.

"So I want to commend and thank the Governor and this Legislature for your forward thinking approach to stimulating local production here on the islands. Not every state has done so and consequently they are seeing local productions migrate to states and locations that share your wisdom and common beliefs in the symbiotic relationship between local TV and movie productions and local economies. In fact, I think anyone would be hard pressed to find a better example of the creative process, local business and

state governments working together for the success of all, than right here in Hawaii.

"So from all of us at Hawaii Five-0 and CBS, we thank you once again not only for today's honor and commendation, but as we look towards the future, towards years of a mutually beneficial relationship and we hope that that will continue to pay dividends for all of us for many years to come. Mahalo."

The Chair then stated:

"Mr. Geller, thank you very much for the warm words of aloha to the people of the State of Hawaii and to the Hawaii State House of Representatives. Your support, your confidence and your commitment in having Hawaii Five-0 here is a testament of CBS's support for all of us here in the State of Hawaii.

"Members of the House, today we will deviate from our normal practice of meeting and shaking hands with the guests who are here on the Floor. We will instead be taking a photo of all of us here on the rostrum. So Members, would you please come to the rostrum for a photo shoot with the Executive Producers, Directors and the actors in one group photo."

At 12:33 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:38 o'clock p.m.

The following resolution (H.R. No. 296) was announced by the Clerk and the following action taken:

H.R. No. 296, entitled: "HOUSE RESOLUTION HONORING MAUI'S PANIOLO LIVING TREASURES: CHARLES A. KAHALEAUKI SR., CHARLES "CHUNGA" A. KAHALEAUKI JR., FRANCIS NAPUA PO'OUAHI, AND CARL "SOOT" H. BREDHOFF JR., OF KAUPU RANCH; AND MERTON G. KEKIWI SR., OF ULUPALAKUA RANCH," was offered by Representative Carroll.

Representative Carroll moved that H.R. No. 296 be adopted, seconded by Representative Yamashita.

Representative Carroll honored the Paniolo for their hard work, and dedication to preserving the unique culture, traditions and way of life of Hawaii's cowboys.

Representative Carroll then introduced Maui's Paniolo Living Treasures who were seated on the Floor of the House:

Mr. Francis Napua Po'ouahi of Kaupo Ranch;

Mr. Charles 'Chunga' A. Kahaleauki, Jr. of Kaupo Ranch;

Mr. Carl 'Soot' H. Bredhoff, Jr. of Kaupo Ranch; and

Mr. Charles A. Kahaleauki, Sr. of Kaupo Ranch who was unable to attend.

Representative Yamashita then introduced the final honoree who was seated on the Floor of the House:

Mr. Merton G. Kekiwi Sr. of Ulupalakua Ranch.

Representative Carroll then introduced paniolo, Mr. Kawika Kama'i of Maui who was seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 296 was adopted, with Representative Takumi being excused.

At 12:48 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:57 o'clock p.m.

UNFINISHED BUSINESS

Representative Awana, for the Committee on International Affairs presented two reports:

(Stand. Com. Rep. No. 1237) recommending that H.R. No. 30, be adopted; and

(Stand. Com. Rep. No. 1238) recommending that H.C.R. No. 37, be adopted.

Representative B. Oshiro moved that notwithstanding the recommendations contained in Standing Committee Report Nos. 1237 and 1238, that H.R. No. 30 and H.C.R. No. 37, be recommitted to the Committee on International Affairs, seconded by Representative Evans.

The motion was put to vote by the Chair and carried, and H.R. No. 30, entitled: "HOUSE RESOLUTION RECOGNIZING THE CULTURAL, EDUCATIONAL, ACADEMIC, POLITICAL, AND ECONOMIC RELATIONS BETWEEN THE PEOPLE OF HAWAII AND THE REPUBLIC OF TURKEY," was recommitted to the Committee on International Affairs, with Representatives Herkes, McKelvey and Takumi being excused; and

H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE CULTURAL, EDUCATIONAL, ACADEMIC, POLITICAL, AND ECONOMIC RELATIONS BETWEEN THE PEOPLE OF HAWAII AND THE REPUBLIC OF TURKEY," was recommitted to the Committee on International Affairs, with Representatives Herkes, McKelvey and Takumi being excused.

REPORTS OF STANDING COMMITTEES

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1243), recommending that H.R. No. 22, be referred to the Committee on Health.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 22, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT TO THE LEGISLATURE INFORMATION ON ANNUAL INJURIES AND DEATHS ASSOCIATED WITH ALL-TERRAIN VEHICLE," was referred to the Committee on Health, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1244), recommending that H.C.R. No. 19, be referred to the Committee on Health.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT TO THE LEGISLATURE INFORMATION ON ANNUAL INJURIES AND DEATHS ASSOCIATED WITH ALL-TERRAIN VEHICLE," was referred to the Committee on Health, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1245), recommending that H.R. No. 26, be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 26, entitled: "HOUSE RESOLUTION URGING THE MAYOR OF HONOLULU AND THE HONOLULU CITY COUNCIL TO ALLOW AN EXEMPTION FROM SECTION 15-14.1(2) OF THE REVISED ORDINANCES OF HONOLULU TO ALLOW FOR STREET PARKING IN THE COMMUNITY OF HO'OKEA IN EWA VILLAGES," was

referred to the Committee on Judiciary, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1246), recommending that H.C.R. No. 30, be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE MAYOR OF HONOLULU AND THE HONOLULU CITY COUNCIL TO ALLOW AN EXEMPTION FROM SECTION 15-14.1(2) OF THE REVISED ORDINANCES OF HONOLULU TO ALLOW FOR STREET PARKING IN THE COMMUNITY OF HO'OKEA IN EWA VILLAGES," was referred to the Committee on Judiciary, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1247), recommending that H.R. No. 92, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 92, entitled: "HOUSE RESOLUTION REQUESTING A PILOT PROJECT TO STUDY AND REDUCE THE MORNING TRAFFIC CONGESTION ON THE MEHEULA PARKWAY GOING ONTO THE H-2 FREEWAY FROM MILILANI MAUKA," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1248), recommending that H.C.R. No. 101, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PILOT PROJECT TO STUDY AND REDUCE THE MORNING TRAFFIC CONGESTION ON THE MEHEULA PARKWAY GOING ONTO THE H-2 FREEWAY FROM MILILANI MAUKA," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1249), recommending that H.R. No. 39, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 39, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A FEASIBILITY STUDY RELATING TO SAFETY IMPROVEMENTS ON ROOSEVELT BRIDGE," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1250), recommending that H.C.R. No. 45, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A FEASIBILITY STUDY RELATING TO SAFETY IMPROVEMENTS ON ROOSEVELT BRIDGE," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1251), recommending that H.R. No. 73, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 73, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO ADDRESS THE JURISDICTIONAL DISPUTES BETWEEN THE STATE AND THE COUNTIES REGARDING OWNERSHIP AND RESPONSIBILITY FOR MAINTENANCE AND IMPROVEMENT OF ROADWAYS," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1252), recommending that H.C.R. No. 81, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO ADDRESS THE JURISDICTIONAL DISPUTES BETWEEN THE STATE AND THE COUNTIES REGARDING OWNERSHIP AND RESPONSIBILITY FOR MAINTENANCE AND IMPROVEMENT OF ROADWAYS," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representatives Tsuji and McKelvey, for the Committee on Agriculture and the Committee on Economic Revitalization & Business presented two reports:

(Stand. Com. Rep. No. 1253), recommending that H.R. No. 108, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1254), recommending that H.C.R. No. 124, be referred to the Committee on Finance.

Representative B. Oshiro moved that the reports of the Committees be adopted, and that H.R. No. 108; and H.C.R. No. 124, be referred to the Committee on Finance, seconded by Representative Evans.

Representative Ching rose to speak in support of both measures, stating:

"Thank you, just in strong support with written comments, Mr. Speaker. Thank you."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in strong support of H.R. 108/H.C.R. 124 – REQUESTING THE GOVERNOR TO ENSURE THAT THE CHIEF PROCUREMENT OFFICERS COMPLY WITH THE HAWAII PUBLIC PROCUREMENT CODE PREFERENCES FOR HAWAII PRODUCTS TO PROMOTE GROWTH OF THE STATE'S AGRICULTURE INDUSTRY AND THEREBY ASSURE FOOD SECURITY FOR HAWAII'S CITIZENS.

"As many of you know, my office has launched a health initiative to address diabetes called the Liliha Vitality Project. One of the aspects of the initiative is to provide convenient access to fresh fruits and vegetables. I support these resolutions because it is in line with the goals of the Liliha Vitality Project (or LVP), it provides Hawaii agriculture businesses with a reliable market, and increases the availability of locally-grown products. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 108, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ENSURE THAT THE CHIEF PROCUREMENT OFFICERS COMPLY WITH THE HAWAII PUBLIC PROCUREMENT CODE PREFERENCES FOR HAWAII PRODUCTS TO PROMOTE GROWTH OF THE STATE'S AGRICULTURE INDUSTRY AND THEREBY ASSURE FOOD SECURITY FOR HAWAII'S CITIZENS," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused; and

H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ENSURE THAT THE CHIEF PROCUREMENT OFFICERS COMPLY WITH THE HAWAII PUBLIC PROCUREMENT CODE PREFERENCES FOR HAWAII PRODUCTS TO PROMOTE GROWTH OF THE STATE'S AGRICULTURE INDUSTRY AND THEREBY ASSURE FOOD SECURITY FOR HAWAII'S CITIZENS," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1255), recommending that H.R. No. 145, be referred to the Committee on Education.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 145, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONVEY A WORKING GROUP TO EXAMINE THE FEDERAL 2008 FARM BILL AMENDMENT TO THE RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT," was referred to the Committee on Education, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1256), recommending that H.C.R. No. 167, be referred to the Committee on Education.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONVEY A WORKING GROUP TO EXAMINE THE FEDERAL 2008 FARM BILL AMENDMENT TO THE RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT," was referred to the Committee on Education, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1257), recommending that H.C.R. No. 235, be referred to the Committee on International Affairs.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 235, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO ADOPT THE INTERNATIONAL LABOUR ORGANIZATION "CONVENTION CONCERNING INDIGENOUS AND TRIBAL PEOPLES IN INDEPENDENT COUNTRIES," was referred to the Committee on International Affairs, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1258), recommending that H.R. No. 245, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 245, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO MEASURE THE EFFECTIVENESS OF THE POST RETIREMENT ALLOWANCE IN FULFILLING ITS PURPOSE TO HELP OFFSET THE RISING COST OF LIVING AND KEEP UP WITH INFLATION," was referred to the Committee on Legislative Management, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1259), recommending that H.C.R. No. 278, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 278, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO MEASURE THE EFFECTIVENESS OF THE POST RETIREMENT ALLOWANCE IN FULFILLING ITS PURPOSE TO HELP OFFSET THE RISING COST OF LIVING AND KEEP UP WITH INFLATION," was referred to the Committee on Legislative Management, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1260), recommending that H.C.R. No. 160, be referred to the Committee on Legislative Management.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF ALL ENERGY EFFICIENCY PROJECTS," was referred to the Committee on Legislative Management, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented two reports:

(Stand. Com. Rep. No. 1261), recommending that H.R. No. 89, be referred to the Committee on Higher Education; and

(Stand. Com. Rep. No. 1262), recommending that H.C.R. No. 97, be referred to the Committee on Higher Education.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 89; and H.C.R. No. 97, be referred to the Committee on Higher Education, seconded by Representative Evans.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 89, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO REVIEW THE EFFECTS OF CLIMATE CHANGE ON HAWAII'S COASTAL AND MARINE RESOURCES," was referred to the Committee on Higher Education, with Representatives Herkes, McKelvey and Takumi being excused; and

H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO REVIEW THE EFFECTS OF CLIMATE CHANGE ON HAWAII'S COASTAL AND MARINE RESOURCES," was referred to the Committee on Higher Education, with Representatives Herkes, McKelvey and Takumi being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1263), recommending that H.C.R. No. 79, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 79, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW TO DETERMINE WHETHER LARGE SCALE DOG BREEDERS SHOULD BE LICENSED BY THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," was referred to the Committee on Legislative Management, with Representatives Herkes, McKelvey and Takumi being excused.

Representatives Hanohano and Wooley, for the Committee on Hawaiian Affairs and the Committee on Culture & the Arts presented a report (Stand. Com. Rep. No. 1264), recommending that H.C.R. No. 117, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 117, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A HAWAIIAN CULTURAL RESOURCES WORKING GROUP TO DEVELOP AN ACTION PLAN FOR THE ESTABLISHMENT AND MAINTENANCE OF A COMPREHENSIVE HAWAIIAN CULTURAL RESOURCES INVENTORY DATABASE," was referred to the Committee on Finance, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1265), recommending that H.C.R. No. 107, be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.C.R. No. 107, be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with some slight reservations and a brief comment, please. Thank you. Mr. Speaker, this reso is about opening an investigation regarding about a hundred year old agreement between the US and the Kingdom of Hawaii through Queen Liliuokalani. I know the saying is if you don't know history you are destined to repeat it. But my question is, is the purpose of this reso to clarify history, or to pick a fight between competing Hawaiian interests and/or between other groups in Hawaii. Let's be clear that investigative committees sometimes get out of hand, they can become witch hunts, they can become pejorative statements and revision of history.

"My hope is if this measure passes that we will approach this subject rationally, maybe even passionately at times, but we'll get to the core what the facts are and not have it spin into something that is unintentional or something that leads astray the people of Hawaii, the state of aloha. Thank you, Mr. Speaker."

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 107, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A JOINT LEGISLATIVE INVESTIGATING COMMITTEE TO INVESTIGATE THE STATUS OF TWO EXECUTIVE AGREEMENTS ENTERED INTO IN 1893 BETWEEN UNITED STATES PRESIDENT GROVER CLEVELAND AND QUEEN LILIUOKALANI OF THE HAWAIIAN KINGDOM, CALLED THE LILIUOKALANI ASSIGNMENT AND THE AGREEMENT OF RESTORATION," was referred to the Committee on Judiciary, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1266), recommending that H.C.R. No. 113, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 113, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING ALL HAWAII HIGH SCHOOLS TO PROVIDE HAWAIIAN LANGUAGE CLASSES," was referred to the Committee on Education, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1267), recommending that H.C.R. No. 116, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 116, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE CONVENING OF A TASK FORCE TO REPORT ON EARLY INTERVENTION STRATEGIES AND RESOURCES TO MITIGATE ANTISOCIAL BEHAVIOR AND AVERT INCARCERATION AND RECIDIVISM AMONG NATIVE HAWAIIANS," was referred to the Committee on Judiciary, with Representatives Herkes, McKelvey and Takumi being excused.

Representatives Cabanilla and Chang, for the Committee on Housing and the Committee on Water, Land, & Ocean Resources presented two reports:

(Stand. Com. Rep. No. 1268) recommending that H.R. No. 47, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1269) recommending that H.C.R. No. 54, as amended in HD 1, be adopted.

Representative B. Oshiro moved that the reports of the Committees be adopted, and that H.R. No. 47, HD 1; and H.C.R. No. 54, HD 1, be adopted, seconded by Representative Evans.

Representative Thielen rose to speak in support of both measures with reservations, stating:

"Thank you, Mr. Speaker, I have reservations on Stand. Com. Rep. Nos. 1268 and 1269 due to the cost. I'd rather have it be a study to see whether this concept makes sense. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 47, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE BUILDING CODE COUNCIL TO ADOPT THE REQUIREMENT THAT AUTOMATIC FIRE SPRINKLERS BE INSTALLED IN NEW ONE- AND TWO-FAMILY DWELLINGS," was adopted, with Representatives Herkes, McKelvey and Takumi being excused; and

H.C.R. No. 54, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE BUILDING CODE COUNCIL TO ADOPT THE REQUIREMENT THAT AUTOMATIC FIRE SPRINKLERS BE INSTALLED IN NEW ONE- AND TWO-FAMILY DWELLINGS," was adopted, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1270) recommending that H.R. No. 37, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 37, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATURE TO SUPPORT THE EDUCATION OF HAWAII'S DRIVERS REGARDING THEIR RESPONSIBILITIES TO BLIND PEDESTRIANS," was adopted, with Representatives Herkes, McKelvey and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1271) recommending that H.C.R. No. 43, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO SUPPORT THE EDUCATION OF HAWAII'S DRIVERS REGARDING THEIR RESPONSIBILITIES TO BLIND PEDESTRIANS," was adopted, with Representatives Herkes, McKelvey and Takumi being excused.

ANNOUNCEMENTS

Representative Carroll: "Thank you, Mr. Speaker. I'd like to invite all of the Members here to a special luncheon honoring our Maui's paniolo living treasures in Room 423 at 1:00. Thank you."

Representative Takai: "Thank you, Mr. Speaker, I'd also like to announce the Members another lunch, so I think you can have your fill today of beef stew or beef stew. Our beef stew lunch is in Room 309 and unfortunately we lost the CBS cast and the crew because they had to go to film. But we do have Georja and Walea here to talk about the film industry. Thank you, Mr. Speaker."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

<u>H.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
158	Committee on Finance
159	Committee on Finance
160	Committee on Finance
162	Committee on Finance
163	Committee on Finance
207	Committee on Agriculture, then to the Committee on Finance
248	Committee on Health, then to the Committee on Finance
<u>H.C.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
184	Committee on Finance
185	Committee on Finance
186	Committee on Finance
188	Committee on Finance
189	Committee on Finance
244	Committee on Agriculture, then to the Committee on Finance
281	Committee on Health, then to the Committee on Finance
<u>S.B.</u> <u>No.</u>	<u>Re-referred to:</u>
199, SD2	Committee on Finance

ADJOURNMENT

At 1:05 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, April 1, 2011. (Representatives Herkes, McKelvey and Takumi were excused.)



Members of the Hawaii State House of Representatives and Honorees after the passage of H.R. No. 295, "Commending CBS, and the Producers, Cast and Crew of Hawaii Five-0 for an Excellent and Successful First Season."

Honorees (back row center, left to right): Alex O'Loughlin (Steve McGarrett), Daniel Dae Kim (Chin Ho Kelly), Peter Lenkov (Executive Producer), Glenn Geller (Sr. Vice President of Current Programming for CBS Paramount Network Television) and Al Harrington (Detective Ben Kokua on the original Hawaii Five-0).